

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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BENJAMIN J. PINCKNEY, ET AL.,

USDS SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 3/3/16

Plaintiffs,

v.

Civil Action No. 15-07865(PGG)(FM)

RIVERBAY CORP. ET AL.,

Defendants.

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**STIPULATION OF VOLUNTARY DISMISSAL PURSUANT TO RULE 41 (a)(1)(A)(ii)  
OF THE FEDERAL RULES OF CIVIL PROCEDURE**

IT IS HEREBY STIPULATED AND AGREED by and between the parties and/or their respective counsel(s) that the above captioned action is voluntarily dismissed, without prejudice against Defendants Riverbay Corp., Marion Scott Real Estate, Inc., Vernon Cooper, and Peter Merola pursuant to the Federal Rules of Civil Procedure 41 (a)(1)(A)(ii).

Dated: February 29, 2016

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**SO ORDERED:**

Paul A. Sandie

**U.S.D.J.**

*JK*  
March 3, 2016